



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to The Board of Patent Appeals and Interferences

In re Application of
Heath et al.
Serial No.: 08/699,716
Filed: August 27, 1996
For: Recombinant F1-V Plague Vaccine

Examiner: Duffy
Group Art Unit: 1645

Date: March 25, 2004

Mail Stop: Notice of Appeal
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

☒ **Notice of Appeal:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated November 28, 2003 of the Examiner twice/finally rejecting claim 11.

☐ **Brief** on appeal in this application is attached in triplicate.

☐ An **Oral Hearing** is respectfully requested under Rule 194 (due two months after Examiner's Answer-unextendable).

☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer -- unextendable).

☐ "Small entity" verified statement fled: ☐ herewith. ☐ previously.

Fees	Large/small entity	
Notice of Appeal	330/165	\$ 330.00
Filing a Brief in support of an appeal	300/150	\$
Request for Oral Hearing	260/130	\$

☐ Petition is hereby made to extend the original due date of
to cover the date of this paper accompanied by the extension
fee of: (**Large/Small** entity):

<input checked="" type="checkbox"/> 1 mo. \$110/\$55	\$ 110.00
<input type="checkbox"/> 2 mos. \$400/\$200	
<input type="checkbox"/> 3 mos. \$950/\$475	
<input type="checkbox"/> 4 mos. \$1,510/\$755	\$

☐ Enter any previous extension fee paid ☐ previously since above
original due date ☒ with concurrently filed amendment and subtract \$ 110.00
Fee required \$ 330.00

☐ Fee attached ☐ Fee not required since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

☒ Please charge the above fee and any missing or inadequate fee re this paper to Deposit Account No. **21-0380** for which purpose a duplicate copy of this sheet is attached.

U.S. A. MRMC
504 Scott Street
Fort Detrick, MD 21702-5012
ATTN: MCMR SGRD-JA (Elizabeth Arwine - Patent Atty)

Respectfully submitted,

Elizabeth Arwine
Elizabeth Arwine, Reg. No. 45,867

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Notice of Appeal, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450 on the date of March 25, 2004.

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